

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
<b>Xavier BLIN et al.</b>	)	
	)	
Application No.: New U.S. Patent Application	)	Group Art Unit: Unassigned
	)	
Filed: March 11, 2004	)	Examiner: Unassigned
	)	
For: COSMETIC COMPOSITION	)	
COMPRISING AT LEAST ONE	)	
POLYESTER RESULTING FROM	)	
ESTERIFICATION OF AT LEAST ONE	)	
TRIGLYCERIDE OF HYDROXYLATED	)	
CARBOXYLIC ACID(S) AND AT LEAST	)	
ONE OIL WITH A MOLAR MASS OF	)	
650 TO 10 000 g/mol	)	

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. § 1.97(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached Form PTO 1449. This Information Disclosure Statement is being filed concurrently with the above-referenced application.

Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached 1449 form.

With respect to the non-English language documents, Applicants submit the following remarks:

1. **EP 1 097 699** - An abstract of the disclosure of this document can be found in the English language Derwent Abstract submitted herewith.

2. **EP 1 112 734** - This document is believed to be related to U.S. Patent Application Publication No. US 2001/0031269 A1, submitted herewith.

3. **FR 2 829 924** - This document is believed to be related to U.S. Patent Application Publication No. US 2001/0028650 A1, submitted herewith.

Applicants have enclosed a copy of the priority application's French Search Report for the Examiner's consideration.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

**Attorney Docket No. 05725.1343-00**  
**Application No. Unassigned**

If there is any fee due in connection with the filing of this Statement, please  
charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By:   
Thalia V. Warnement  
Reg. No. 39,064

Date: March 11, 2004

**INFORMATION DISCLOSURE CITATION**  
(Use several sheets if necessary)

Atty. Docket No.	05725.1343-00000	Application No.	Unassigned
Applicant	Xavier BLIN et al.		
Filing Date	March 11, 2004	Group:	Unassigned

U.S. PATENT DOCUMENTS							
Examiner Initial*		Document Number	Date	Name	Class	Sub Class	Filing Date If Appropriate
	1	5,786,389	Jul. 28, 1998	O'Lenick, Jr. et al.			
	2	6,342,527	Jan. 29, 2002	O'Lenick, Jr. et al.			
	3	2001/0031269	Oct. 18, 2001	Arnaud			
	4	2003/0007950	Jan. 9, 2003	O'Lenick, Jr.			
	5	2004/0028640	Feb. 12, 2004	Arnaud et al.			

FOREIGN PATENT DOCUMENTS							
		Document Number	Date	Country	Class	Sub Class	Translation Yes or No
	6	EP 1 097 699	May 9, 2001	Europe			Abstract
	7	EP 1 112 734	Jul. 4, 2001	Europe			No
	8	FR 2 829 924	Mar. 28, 2003	France			No

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		
	9	Anthony J. O'Lenick, Jr., "Castor Polyesters for Personal Care," Cosmetics & Toiletries, Vol. 117, No. 6, June 2002, pp. 59-64.
	10	English language Derwent Abstract of EP 1 097 699, May 9, 2001.

Examiner	Date Considered
*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	
Form PTO 1449	Patent and Trademark Office - U.S. Department of Commerce